

ORAL ARGUMENT REQUESTED

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

In re Axsome Therapeutics, Inc. Securities
Litigation

No. 1:22-CV-03925 (LGS)

**NOTICE OF DEFENDANTS AXSOME THERAPEUTICS, INC.,
HERRIOT TABUTEAU, MARK JACOBSON, AND KEVIN LALIBERTE'S
MOTION TO DISMISS THE SECOND AMENDED CLASS ACTION COMPLAINT**

PLEASE TAKE NOTICE that, upon the accompanying Memorandum of Law in Support of Motion to Dismiss Second Amended Class Action Complaint; the Declaration of Matthew C. McDonough; and all exhibits and materials related thereto, Defendants Axsome Therapeutics, Inc., Herriot Tabuteau, Mark Jacobson, and Kevin Laliberte will move this Court, before the Honorable Lorna G. Schofield, at the Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, New York, New York, at a date and time determined by the Court, for an Order dismissing all of Plaintiffs' claims against Axsome, Dr. Tabuteau, Mr. Jacobson, and Dr. Laliberte in the Second Amended Class Action Complaint, in their entirety and with prejudice, under Federal Rules of Civil Procedure 12(b)(6) and 9(b) and the Private Securities Litigation Reform Act of 1995, and granting such other and further relief as the Court may deem just and proper.

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Dated: March 11, 2024

Respectfully submitted,

/s/ Michael L. Kichline

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